

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 19th day of September, 2006
Crl. Bail Application No. 842 of 2006

Order on the Bail Application:
CRIMINAL SIDE

**Smt. Imarti Devi W/o Har Prasad
R/o Sanjay Nagar, Khera,
P.S. Rudrapur, Distt. Udham Singh Nagar.**

..... Applicant

Versus

State of Uttaranchal

..... Opposite Party

Arising out of Crime No. 3044 of 2006
Under Sections: 498-A, 304-B I.P.C. and 3/4 Dowry Prohibition Act
Police Station: Rudrapur
District: Udham Singh Nagar.

Hon'ble Prafulla C. Pant, J.

Heard Mr. M.K. Goyal, learned counsel for the applicant and Mr. Amit Bhatt, learned A.G.A. for the State.

Applicant Smt. Imarti Devi, who is in jail in connection with crime No. 3044 of 2006, relating to offences punishable under Section 498-A, 304-B of I.P.C. and offence punishable under Section 3/4 Dowry Prohibition Act, 1961, P.S. Rudrapur, District Udham Singh Nagar, has sought her release on bail.

Apart from the fact that the applicant is a woman, it has been pointed out that in the statement of the informant (father of the deceased) and Prem Chand (brother of the deceased), it is alleged that only husband and father-in-law of the deceased administered poison to her. In the First Information Report also, similar allegation is made. The applicant is mother-in-law.

In the above facts and circumstances, the applicant deserves bail.

Let the applicant be released on bail on her executing a personal bond and furnishing two sureties each of the like amount to the satisfaction of the Chief Judicial Magistrate, Udham Singh Nagar.

Dt. 19.09.2006
HN

(Prafulla C. Pant, J.)